## United States District Court

for the

Eastern District of New York

| Gregory Ellis  | )           |                  |                     |
|--|-------------|------------------|---------------------|
| Plaintiff(s)<br>V.   | )<br>-<br>) | Civil Action No. | 20 CV 1801 (FB)(PK) |
| Michael McGinnis, Superintendent, Southport<br>Correctional Facility; Leonard Joblove; Linda Breen | ) ) )       |                  |                     |
| Defendant(s)   | )           |                  |                     |

## SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

Date: 10/06/2020

Michael McGinnis c/o NYS Attorney General's Office 120 Broadway, 24th Floor New York, New York 10271 Leonard Joblove Linda Breen c/o Kings County District Attorney's Office 350 Jay Street Brooklyn, New York 11201

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

DAVE LAW, PC Rita Dave, Esq. 26 Court Street Suite 1212 Brooklyn, New York 11201

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.



DOUGLAS C. PALMER CLERK OF COURT

**SONIA GALEANO** 

Signature of Clerk or Deputy Clerk

AO 440 (Rev. 06/12) Summons in a Civil Action (Page 2)

Civil Action No. 20 CV 1801 (FB)(PK)

## PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

|         | This summons for (nat  | me of individual and title, if an | uy)                             |      |  |  |  |
|---------|--|-----------------------------------|---------------------------------|------|--|--|--|
| was rec | ceived by me on (date)   |                                   |                                 |      |  |  |  |
|         | ☐ I personally served  | the summons on the ind            | ividual at (place)              |      |  |  |  |
|         |  |                                   | on (date)                       | ; or |  |  |  |
|         | ☐ I left the summons at the individual's residence or usual place of abode with (name)   |                                   |                                 |      |  |  |  |
|         | on (date), a person of suitable age and discretion who resides there,  on (date), and mailed a copy to the individual's last known address; or |                                   |                                 |      |  |  |  |
|         |  |                                   |                                 |      |  |  |  |
|         | ☐ I served the summons on (name of individual), we designated by law to accept service of process on behalf of (name of organization),         |                                   |                                 |      |  |  |  |
|         |  |                                   |                                 |      |  |  |  |
|         |  |                                   | on (date)                       | ; or |  |  |  |
|         | ☐ I returned the sum   | ; or                              |                                 |      |  |  |  |
|         | ☐ Other (specify):   |                                   |                                 |      |  |  |  |
|         | My fees are \$   | for travel and \$                 | for services, for a total of \$ | 0.00 |  |  |  |
|         | I declare under penalty of perjury that this information is true.  |                                   |                                 |      |  |  |  |
| Data    |  |                                   |                                 |      |  |  |  |
| Date:   |  | _                                 | Server's signature              |      |  |  |  |
|         |  | _                                 | Printed name and title          |      |  |  |  |
|         |  | _                                 | Server's address                |      |  |  |  |

Additional information regarding attempted service, etc: